

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

In re: Bair Hugger Forced Air Warming
Products Liability Litigation

MDL No. 15-2666 (JNE/DTS)

This Document Relates To:

Ducote, 16-cv-3940-JNE- DTS

Cole, 17-cv-2166-JNE-DTS

Ashby, 17-cv-2554-JNE- DTS

Trewrella, 17-cv-3159-JNE-DTS

Ciccone, 17-cv-3629-JNE- DTS

Chapman, 17-cv-3850-JNE- DTS

Spear, 17-cv-4886-JNE- DTS

Ward, 17-cv-4893-JNE- DTS

Jennings, 18-cv-1485-JNE- DTS

**NOTICE OF HEARING ON
DEFENDANTS' FOURTH MOTION
TO DISMISS CASES FOR FAILURE
TO COMPLY WITH PRETRIAL
ORDER NO. 23 AND/OR
FED. R. CIV. P. 25(a) AND 41(b)**

PLEASE TAKE NOTICE that the undersigned will bring Defendants' Fourth Motion to Dismiss Cases for Failure to Comply with Pretrial Order No. 23 and/or Fed. R. Civ. P. 25(a) and 41(b) for a hearing before the Honorable Judge Joan N. Erickson, United States District Judge, in Courtroom 12W at the United States Courthouse, 300 South Fourth Street, Minneapolis, MN 55415 at the scheduled status conference on December 20, 2018 at 9:30 a.m.

This motion, based on the Memorandum in Support of Defendants' Fourth Motion to Dismiss Cases for Failure to Comply with Pretrial Order No. 23 and/or Fed. R. Civ. P. 25(a) and 41(c), Declaration of Benjamin Hulse, and argument to be presented at the hearing of this matter, seeks an Order of the Court dismissing these cases with prejudice.

Dated: November 8, 2018

Respectfully submitted,

/s/ Benjamin W. Hulse

Jerry W. Blackwell (MN #186867)

Benjamin W. Hulse (MN #0390952)

Mary S. Young (MN #0392781)

BLACKWELL BURKE P.A.

431 South Seventh Street, Suite 2500

Minneapolis, MN 55415

Phone: (612) 343-3248

Fax: (612) 343-3205

Email: blackwell@blackwellburke.com

bhulse@blackwellburke.com

myoung@blackwellburke.com

Bridget M. Ahmann (MN #016611x)

FAEGRE BAKER DANIELS LLP

2200 Wells Fargo Center

90 South Seventh Street

Minneapolis, MN 55402

Phone: (612) 766-7000

Fax: (612) 766-1600

Email: bridget.ahmann@faegrebd.com

**Counsel for Defendants 3M Company
and Arizant Healthcare Inc.**